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*Attorneys for CRESCENT ELECTRIC SUPPLY COMPANY, INC. OF NEW YORK*

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X	
In re:	: Case No. 19-12294
	:
ANTHONY J. BARTOLOMEO,	: Chapter 7
	:
Debtor.	:
-----X	
Crescent Electric Supply Company, Inc. of	:
New York,	:
Plaintiff,	: Adv. Pro. No. 19-01328 (SCC)
	:
-against-	:
	:
ANTHONY J. BARTOLOMEO,	:
	:
Defendant.	:
-----X	

**STIPULATION AND ORDER**

WHEREAS, Adversary Plaintiff Crescent Electric Supply Company, Inc. of New York (the “Plaintiff”), has commenced the above-captioned adversary proceeding against Debtor Anthony J. Bartolomeo (the “Defendant”) by complaint dated July 30, 2019; and

WHEREAS, pursuant to stipulation, Defendant filed a motion to dismiss the complaint pursuant to, *inter alia*, Fed.R.Civ.P. Rule 12(b)(6) as incorporated by Fed.R.Bankr.P. 7012 (the Motion to Dismiss”) returnable on January 16, 2020;

WHEREAS, the Plaintiff seeks to amend the adversarial complaint pursuant to

Fed.R.Civ.P. Rule 15 as incorporated by Fed.R.Bankr.P. 7015;

NOW, THEREFORE, it is stipulated and agreed by and between counsel for the Plaintiff and Defendant:

1. Plaintiff's time to file an amended complaint (the "Amended Complaint") is extended on consent of Defendant pursuant to Fed.R.Civ.P. rule 15(a)(2), as incorporated by Fed.R.Bankr.P. rule 7015 to January 31, 2020;
2. Defendant's Motion to Dismiss is withdrawn without prejudice to the filing of a similar motion with respect to the Amended Complaint. Nothing herein shall be construed as to create a default in pleading pursuant to Fed.R.Civ.P. rule 55, as made applicable to Fed.R.Bankr.P. rule 7055.
3. The Pre-Trial Conference in this matter is adjourned from January 16, 2020 to March 18, 2020 at 11:00 a.m.

Dated: Brooklyn, New York  
December 30, 2019

Korsinsky & Klein, LLP  
Attorneys for Plaintiff CRESCENT  
ELECTRIC SUPPLY COMPANY, INC. OF  
NEW YORK

/s/ Michael Korsinsky  
By: Michael Korsinsky, Esq.  
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Dated: White Plains, New York  
December 30, 2019

Rattet PLLC  
Attorneys for Anthony Bartolomeo

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SO ORDERED: January 2, 2020

/S/ Shelley C. Chapman  
HON. SHELLEY C. CHAPMAN  
UNITED STATES BANKRUPTCY JUDGE